

Action by Missouri Clean Water Commission

Date of Action: September 7, 2005

Water Body:

Name: Elm Spring Branch
Classification: C
Identification #: 3227
Length of Segment: 1.0 mile
County (ies): Newton County

Use Attainability Analysis (UAA) Finding(s):

A whole body contact (WBC) recreation UAA was submitted by department staff on July 6, 2005. The UAA was submitted to evaluate Criterion #2: Natural, Ephemeral, Intermittent or Low-Flow Condition.

Review Committee Recommendation (RCR):

Committee Recommendation: ☐ Retain Use ☐ Modify Use ☒ Remove Use ☐ Inconclusive
Information provided in the UAA lead the UAA Review Committee to make a recommendation of "Remove Use" due to reported lack of depth to support WBC recreation use.

Summary of Comment(s):

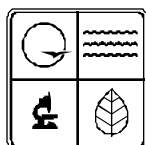
(1) An individual commented that if the stream is "exempted", it would affect the people who work in the stream and will change the fate of the fish. They stated that they plan to conduct water quality sampling at this stream. (2) An individual commented that this stream flows through Crowder Conservation Area and is near Hickory Creek, where swimming occurs. (3) Two individuals commented that this creek supplies water for the Neosho fish hatchery and that this stream is a losing stream. (4) An individual commented that the UAA did not contain a discussion of the impact of cattle on stream hydrology, water quality, or WBC recreation use. They stated that a UAA should include interviews and water quality sampling. They recommended a study of at least one year.

Commission Action on Comment(s):

Commission Action: ☒ Retain Use ☐ Modify Use ☐ Remove Use ☐ Inconclusive
Because of comments received, the commission voted to retain the use designation of WBC recreation for Elm Spring Branch in Newton County from Section 6, Township 24 North, Range 31 West (06,24N,31W) upstream to Section 7, Township 24 North, Range 31 West (07,24N,31W). The commission directed further investigation to determine specific locations and extent of recreational activities.

Final Order of Rulemaking:

The use designation of whole body contact recreation will be retained on Elm Spring Branch in Newton County from 06,24N,31W upstream to 07,24N,31W (1.0 mile).



Missouri
Department of
Natural Resources

Division of Environmental Quality
Water Protection Program
Use Attainability Analysis
Toll Free (800) 361-4827